Attorney's Docket No.: 20366-116002 / PP15805.0004

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

: Escobedo et al. Applicant

Art Unit : 1631

Serial No. : 10/616,900

Examiner : Carolyn L. Smith

Filed Title

Conf. No. : 5219 : July 9, 2003

: GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS COLON CANCER CELLS AND THEIR METHODS OF USE

### MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

# INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form. Under 37 C.F.R. § 1.98 (a)(2)(ii), only copies of foreign patent documents and/or non-patent literature are enclosed. Copies of the listed U.S. patents can be provided upon request.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. A check for \$180 in payment of the late submission fee of §1.17(p) is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted.

Elizabet & Kanto Elizabeth N. Kaytor, Ph.D. Reg. No. 53,103

Fish & Richardson P.C. 60 South Sixth Street, Suite 3300 Minneapolis, MN 55402 Telephone: (612) 335-5070 Facsimile: (612) 288-9696

04/09/2607 EKAILE1 80088092 10616988 61 FC:1886

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Attorney's Docket No.: 20366-116002 / PP15805.0004

APR · 0 9 2007

### THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Escobedo et al.

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Examiner: Carolyn L. Smith

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Title : GENE PR

: GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS

COLON CANCER CELLS AND THEIR METHODS OF USE

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

#### TRANSMITTAL

The following correspondence relating to this application is enclosed for filing:

- Response to Notice of Non-compliant Amendment (3 pages);
- Information Disclosure Statement (1 page);
- 3. Form PTO-1449 (6 pages);
- Copies of Cited References (108 references);
- 5. Check in the amount of \$180.00; and
- A Return Postcard.

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Respectfully submitted.

Date: April 3, 2007

Elizabeth N. Kaytor, Ph.D.

Reg. No. 53,103

Fish & Richardson P.C. 60 South Sixth Street, Suite 3300 Minneapolis, MN 55402 (612) 335-5070 telephone (612) 288-9696 facsimile 6019229.doc

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Signature
Lisa M. Becker
Typed or Printed Name of Person Signing Certificate

Copied from 11616900 on 06/19/2007



# N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Escobedo et al.

Art Unit : 1631

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#### RESPONSE TO NON-COMPLIANT AMENDMENT

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Attorney's Docket No.: 20366-116002 / PP15805.0004

Applicant : Escobedo et al. Serial No. : 10/616,900 Filed : July 9, 2003 Page' : 2 of 3

Amendments to the Specification

Please replace the title with the following amended title:

GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS METHODS
OF DETECTING COLON CANCER CELLS AND THEIR METHODS OF USE

Applicant : Escobedo et al. Serial No. : 10/616,900 Filed : July 9, 2003 Page : 3 of 3

#### REMARKS

The deletion of the title and replacement with a new title in the Amendment and Reply filed on March 7, 2007, was deemed improper. In response to the Notice of Non-Compliant Amendment mailed March 20, 2007, Applicants have amended the title of the application. No new matter has been added.

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: April 3 2007

Elizabeth N. Kaytor, Ph.D. Reg. No. 53,103

Fish & Richardson P.C. 60 South Sixth Street Suite 3300

Minneapolis, MN 55402 Telephone: (612) 335-5070 Facsimile: (612) 288-9696

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Substitute Form PTO-1449 (Modified)

U.S. Department of Commerce Patent and Trademark Office Attorney's Docket No. Application No. 10/616,900 20366-116002 Applicant

Group Art Unit

1631

Escobedo et al.

Information Disclosure Statement by Applicant

(Use several sheets if necessary)

Filing Date July 9, 2003 (37 CFR §1.98(b))

				ent Documents			
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	4,683,195	07/28/87	Mullis et al.			
	AB	4,683,202	07/28/87	Mullis			
	AC	4,777,127	10/11/88	Suni et al.			
	AD	4,959,314	09/25/90	Mark et al.			
	AE	5,219,740	06/15/93	Miller et al.			
-	AF	5,010,175	04/23/91	Rutter et al.			
	AG	5,124,246	06/23/92	Urdea et al.			
	AH	5,149,655	09/22/92	McCabe et al.			
	ΑI	5,206,152	04/27/93	Sukhatme			
	AJ	5,422,120	06/06/95	Kim			
	AK	5,556,752	09/17/96	Lockhart et al.			
	AL	5,578,832	11/26/96	Trulson et al.			
	AM	5,580,859	12/03/96	Felgner et al.			
	AN	5,593,839	01/14/97	Hubbell et al.			
	AO	5,599,695	02/04/97	Pease et al.			
	AP	5,631,734	05/20/97	Stern et al.			
	AQ	5,654,173	08/05/97	Jacobs et al.			
	AR	5,707,829	01/13/98	Jacobs et al.			
	AS	5,807,522	09/15/98	Brown et al.			
	AT	5,814,482	09/29/98	Dubensky Jr. et al.			
	AU	6,020,135	02/01/00	Levine et al.			
	AV	6,500,938	12/31/02	Au-Young et al.			
	AW	60/252,358					

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Trans Yes	lation No
	AX	WO 90/07936	07/26/90	WIPO				

Examiner Signature

Date Considered

Substitute Form PTO-1449 U.S. Department of Commerce Attorney's Docket No. Application No. Patent and Trademark Office (Modified) · 20366-116002 10/616,900 Applicant Information Disclosure Statement Escobedo et al. by Applicant (Use several sheets if necessary) Filing Date Group Art Unit July 9, 2003 1631 (37 CFR §1.98(b))

Examiner	Desig.	Document	Publication Country or	Country or			Translation	
Initial	ID.	Number	Date	Patent Office	Class	Subclass	Yes	No
	AY	WO 90/11092	10/04/90	WIPO				
	AZ	WO 91/02805	03/07/91	WIPO				
	AAA	WO 91/14445	10/03/91	WIPO				
	ABB	WO 91/17823	11/28/91	WIPO				
	ACC	WO 92/02526	02/20/92	WIPO				
	ADD	WO 92/11033	07/09/92	WIPO				
	AEE	WO 93/03769	03/04/93	WIPO				
	AFF	WO 93/10218	05/27/93	WIPO				
	AGG	WO 93/11230	06/10/93	WIPO				
	AHH	WO 93/14778	08/05/93	WIPO				
	AII	WO 93/19191	09/30/93	WIPO			Abst.	
	AJJ	WO 93/25234	12/23/93	WIPO				
	AKK	WO 93/25698	12/23/93	WIPO				
	ALL	WO 94/03622	02/17/94	WIPO				
	AMM	WO 94/12649	06/09/94	WIPO				
	ANN	WO 94/23697	10/27/94	WIPO				
	A00	WO 94/28938	12/22/94	WIPO				
	APP	WO 95/00655	01/05/95	WIPO				
	AQQ	WO 95/07994	03/23/95	WIPO				
	ARR	WO 95/11984	05/04/95	WIPO				
	ASS	WO 95/13796	05/26/95	WIPO				
	ATT	WO 95/22058	08/17/95	WIPO				
	AUU	WO 95/30763	11/16/95	WIPO				
	AVV	WO 96/17072	06/06/96	WIPO				
	AWW	WO 97/02357	01/23/97	WIPO				
	AXX	WO 97/27317	07/31/97	WIPO				
				WIPO				1

Examiner Signature

Date Considered

Substitute Form PTO-1449 (Modified)			Application No. 10/616,900
	sclosure Statement pplicant	Applicant Escobedo et al.	
(Use several sheets if necessary) 37 CFR §1.98(b))		Filing Date July 9, 2003	Group Art Unit 1631

	Foreig	n Patent Doo	uments or F	ublished Foreign	Patent /	Applicatio	ns	
Examiner	Desig.	Document	Publication	Country or	T		Trans	slation
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	AZZ	WO 97/42338	11/13/97	WIPO				
	AAAA	0 345 242	06/02/89	EPO			Abst.	
	ABBB	721 016	07/10/96	EPO				
	ACCC	728 520	05/16/01	EPO				
	ADDD	785 280	04/02/03	EPO				
	AEEE	799 897	06/28/06	EPO				
	AFFF	0 524 968	06/07/95	EPO				
	AGGG	2 200 651	08/10/88	GB				

	Other D	ocuments (include Author, Title, Date, and Place of Publication)				
Examiner Initial	Desig. ID	Document				
	АННН	Altschul et al., "Gapped BLAST and PSI-BLAST: a new generation of protein database search programs," Nucl. Acids Res., 1997, 25(17):3389-3402				
	AIII	Alberts et al., Molecular Biology of the Cell, 1994, Garland Publishing, pp. 1-2				
	AJJJ	Attwood, "The Babel of Bioinformatics," Science, 2000, 290:471-473				
	AKKK	Bodmer et al., "Genetic steps in colorectal cancer," Nat. Genet., 1994, 6:217-219				
	ALLL	Brinkley et al., "Variations in Cell From and Cytoskeleton in Human Breast Carcinoma Cells in Vitro," Cancer Res., 1980, 40:3118-3129				
	AMMM	Brutlag et al., "BLAZE <sup>TM</sup> : An Implementation of the Smith-Waterman Sequence Comparison Algorithm on a Massively Parallel Computer," Comp. Chem., 1993, 17(2):203-207				
	ANNN	Cailleau et al., "Breast Tumor Cell Lines from Pleural Effusions," J. Natl. Cancer Inst., 1974, 53(3):661-666				
	A000	Chandrasekaran and Davidson, "Glycosaminoglycans of Normal and Malignant Cultured Human Mammary Cells," Cancer Res., 1979, 39:870-880				
	APPP	Chaturvedi et al., "Stabilization of triple-stranded oligonucleotide complexes: use of probes containing alternating phosphodiester and stereo-uniform cationic phosphoramidate linkages," Nucl. Acids Res., 1996, 24(12):2318-2323				
	AQQQ	Clarke and Fersht, "Engineered Disulfide Bonds as Probes of the Folding Pathway of Barnase: Increasing the Stability of Proteins against the Rate of Denaturation," <u>Biochemistry</u> , 1993, 32:4322-4329				
	ARRR	Claverie "Effective Large-Scale Sequence Similarity Searches," Meth. Enzymol., 1996, 266:212-227				
	ASSS	Claverie and States, "Information Enhancement Methods for Large Scale Sequence Analysis," Comput. Chem., 1993, 17(2):191-201				
	ATTT	Claverie, <u>Automated DNA Sequencing and Analysis</u> , 1994, Adams et al. (eds.), Chapter 36, pp. 269-279, Academic Press				
Examiner Sign	nature	Date Considered				

Substitute Form PTO-1449 (Modified)					
	closure Statement pplicant	Applicant Escobedo et al.			
(Use several s (37 CFR §1.98(b))	(Use several sheets if necessary)		Group Art Unit 1631		

	Other Do	ocuments (include Author, Title, Date, and Place of Publication)
Examiner	Desig.	
Initial	ID	Document  Conia et al., "The Micro-Robotic Laboratory: Optical Trapping and Scissing for the Biologist," J.
	AUUU	Clin. Lab. Anal., 1997, 11:28-38
	AVVV	Connelly et al., "In Vivo Gene Delivery and Expression of Physiological Levels of Functional Human Factor VIII in Mice," Hum. Gene Ther., 1995, 6:185-193
	AWWW	Curiel et al., "High-Efficiency Gene Transfer Mediated by Adenovirus Coupled to DNA-Polylysine Complexes," Hum. Gene Ther., 1992, 3:147-154
	AXXX	Curran et al., "Laser capture microscopy," J. Clin. Pathol.: Mol. Pathol., 2000, 53:64-68
	AYYY	Emmert-Buck et al., "Laser Capture Microdissection," Science, 1996, 274:998-1001
	AZZZ	Fearon, "Molecular Genetics of Colorectal Cancer," Ann. NY Acad. Sci., 1995, 768:101-110
	AAAAA	Fearon and Vogelstein, "A Genetic Model for Colorectal Tumorigenesis," Cell, 1990, 61:759-767
	ABBBB	Finde is et al., "Targeted delivery of DNA for gene therapy via receptors," Trends Biotechnol., 1993, 11:202-205
	ACCCC	Gastpar et al., "Methoxy-Substituted 3-Formyl-2-phenylindoles Inhibit Tubulin Polymerization," <u>I. Med. Chem.</u> , 1998, 41:4965-4972
	ADDDD	18(12):9/3-981
	AEEEE	Go and Miyazawa, "Relationship Between Mutability, Polarity and Exteriority of Amino Acid Residues in Protein Evolution," Int. J. Peptide Protein Res., 1980, 15:211-224
	AFFFF	Haczebrouck et al., "Stability effects associated with the introduction of a partial and a complete Ca <sup>2+</sup> -binding site into human lysozyme," Protein Eng., 1993, 6(6):643-649
	AGGGG	Hamilton and Kern, "Molecular Genetic Alterations as Potential Prognostic Indicators in Colorectal Carcinoma and Molecular Genetics of Colorectal Carcinoma," Cancer, 1993, 72:957
	АНННН	
	AIIII	Hashido et al., "Truncation of N-Terminal Extracellular or C-Terminal Intracellular Domains of Human ET, Receptor Abrogated the Binding Activity to ET-1," <u>Biochem. Biophys. Res. Comm.</u> 1992, 187(3):1241-1248
	AJJJJ	Jolly, "Viral vector systems for gene therapy," Cancer Gene Therapy, 1994, 1:51-64
	AKKKK	
	ALLLL	Kelner et al., "Nonresponsiveness of the Metastatic Human Lung Carcinoma MV522 Xenograft to Conventional Anticancer Agents," Anticancer Res., 1995, 15:867-872
	AMMMM	Premangnant and Mangnant Repatocential Calcinomas, Figure Gene Ther., 1994, 3.843-632
	ANNNN	Res., 1998, 26(4):1116-1123
	A0000	M1Crobiol., 1999, 32(4):883-880
	APPPP	Luo et al., "Gene expression profiles of laser-captured adjacent neuronal subtypes," Nat. Med., 1999, 5:117-122
		Date Capaliforni

Examiner Signature

Date Considered

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 20366-116002	Application No. 10/616,900	
	closure Statement	Applicant Escobedo et al.		
(Use several s (37 CFR §1.98(b))	(Use several sheets if necessary)		Group Art Unit 1631	

	Other Do	ocuments (include Author, Title, Date, and Place of Publication)
Examiner	Desig.	, , , , , , , , , , , , , , , , , , , ,
Initial	ID	Document
	AQQQQ	Masui et al., "Stabilization and Rational Design of Serine Protease AprM under Highly Alkaline and High-Temperature Conditions," <u>Appl. Env. Microbiol.</u> , 1994, 60(10):3579-3584
	ARRRR	Morikawa et al., "In Vivo Selection of Highly Metastatic Cells from Surgical Specimens of Different Primary Human Colon Carcinomas Implanted into Nude Mice," Cancer Res., 1988, 48:1943-1948
	ASSSS	Morikawa et al., "Influence of Organ Environment on the Growth, Selection, and Metastasis of Human Colon Carcinoma Cells in Nude Mice," Cancer Res., 1988, 48:6863-6871
	ATTTT	Mullis and Faloona, "Specific Synthesis of DNA in Vitro via a Polymerase-Catalyzed Chain Reaction," Meth. Enzymol., 1987, 155:335-372
	AUUUU	Niwa et al., "A Role for Presenilin-1 in Nuclear Accumulation of Ire1 Fragments and Induction of the Mammalian Unfolded Protein Response," Cell, 1999, 99:691-702
	AVVVV	Ohyama et al., "Laser Capture Microdissection-Generated Target Sample for High-Density Oligonucleotide Array Hybridization," <u>Biotechniques</u> , 2000, 29(3):530-536
	AWWWW	Olsen and Thomsen, "Improvement of bacterial \(\beta\)-glucanase thermostability by glycosylation," \(\beta\). Gen. Microbiol., 1991, 137:579-585
	AXXXX	Pappalardo et al., "Microdissection, Microchip Arrays, and Molecular Analysis of Tumor Cells (Primary and Matastases)," Sem. Radiation Oncol., 1998, 8(3):217-223
	AYYYY	Peyrottes et al., "Oligodeoxynucleoside phosphoramidates (P-NH <sub>2</sub> ): synthesis and thermal stability of duplexes with DNA and RNA targets," Nucl. Acids Res., 1996, 24(10):1841-1848
	AZZZZ	Philip et al., "Efficient and Sustained Gene Expression in Primary T Lymphocytes and Primary and Cultured Tumor Cells Mediated by Adeno-Associated Virus Plasmid DNA Complexed to Cationic Liposomes," Mol. Cell. Biol., 1994, 14(4):2411-2418
	AAAAA	Querel et al. "A reliais of protein conformational characteristics related to thermostability." Prot
	АВВВВВ	Radinsky et al., "Level and Function of Epidermal Growth Factor Receptor Predict the metastatic Potential of Human Colon Carcinoma Cells," Clin. Cancer Res., 1995, 1:19-31
	ACCCCC	Ramsay, "DNA chips: State-of-the art," Nat. Biotechnol., 1998, 16:40-44
	ADDDDE	differential expression of plasminogen binding proteins, Br. J. Cancer, 1998, 77(10):1380-1397
	AEEEEE	Russell and Barton, "Structural Features can be Unconserved in Proteins with Similar Folds. An Analysis of Side-chain to Side-chain Contacts Secondary Structure and Accessibility," J. Mol. Biol., 1994, 244:332-350
	AFFFF	Saiki et al., "Primer-Directed Enzymatic Amplification of DNA with a Thermostable DNA Polymerase," Science, 1988, 239:487-491
	AGGGGG	Sambrook et al., "In Vitro Amplification of DNA by the Polymerase Chain Reaction," Molecular Cloning: A Laboratory Manual, 1989, CSH Press, pp.14.2-14.33
	АНННН	Microarray, Science, 1995, 2/0(5235):407-470
	AIIIII	Schena et al., "Parallel human genome analysis: Microarray-based expression monitoring of 1000 genes," Proc. Natl. Acad. Sci. USA, 1996, 93(20):10614-10619
	AJJJJJ	Shalon et al., "A DNA Microarray System for Analyzing Complex DNA Samples Using Two-color Fluorescent Probe Hybridization," Genome Res., 1996, 6:639-645
	AKKKKK	Simone et al., "Laser-capture microdissection: opening the microscopic frontier to molecular analysis," Trends Genet., 1998, 14(7):272-276
		I Date Considered

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Substitute Form PTO-1449 (Modified)			Application No. 10/616,900	
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(Use several sheets if necessary)		Filing Date	Group Art Unit	
(37 CFR §1.98(b))		July 9, 2003	1631	

	Other Documents (include Author, Title, Date, and Place of Publication)					
Examiner Initial	Desig.	Document				
	ALLLLL	Suarez-Quian et al., "Laser Capture Microdissection of Single Cells from Complex Tissues," BioTechniques, 1999, 26(2):328-335				
	АММММІ	Toma et al., "Grafting of a Calcium-Binding Loop of Thermolysin to <i>Bacillus subtilis</i> Neutral Protease," Biochemistry, 1991, 30:97-106				
	ANNNN	Varki et al., "Cloned Low Metastatic Variants from Human Lung Carcinoma Metastases," Anticancer Res., 1990, 10:637-644				
	A00000	Varki et al., "Microscopic Metastasis of a Human Lung Carcinoma Cell Line in Athymic Nude Mice: Isolation of a Metastatic Variant," Int. J. Cancer, 1987, 40:46-52				
	APPPPP	Varki et al., "Spontaneously Metastasizing Variants of a Human Lung Carcinoma Cell Line: Monoclonal Antibody Characterization," <u>Tumor Biol.</u> , 1990, 11:327-338				
	AQQQQQ	Wakarchuk et al., "Thermostabilization of the Bacillus circulans xylanase by the introduction of disulfide bonds," Protein Eng., 1994, 7(11):1379-1386				
	ARRRR	Wells and Peitsch, "The chemokine information source: identification and characterization of novel chemokines using the WorldWideWeb and Expressed Sequence Tag Databases," <u>J. Leukocyte Biol.</u> , 1997, 61(5):545-550				
•	ASSSSS	Woffendin et al., "Nonviral and viral delivery of a human immunodeficiency virus protective gene into primary human T cells," Proc. Natl. Acad. Sci. USA, 1994, 91(24):11581-11585				
	ATTTTT	Wu and Wu, "Receptor-mediated Gene Delivery and Expression in Vivo," J. Biol. Chem., 1988, 263(29):14621-14624				
	AUUUUU	Wu et al., "Receptor-mediated Gene Delivery in Vivo. Partial Correction of Genetic Analbuminemia in Nagase Rats," J. Biol. Chem., 1991, 266(22):14338-14342				
	AVVVV	Wu et al., "Incorporation of Adenovirus into a Ligand-based DNA Carrier System Results in Retention of Original Receptor Specificity and Enhances Targeted Gene Expression," <u>I. Biol.</u> Chem., 1994, 269(15):11542-11546				
	wwww	Mammalian Regulatory Elements in Vivo, "J. Biol. Chem., 1989, 264(29):16985-16987				
	AXXXXX	Yeatman et al., "Identification of genetic alterations associated with the process of human experimental colon cancer liver metastasis in the nude mouse," <u>Clin. Exp. Metastasis</u> , 1996, 14:246- 252				
	AYYYYY	Yeatman and Mao, "Identification of a differentially-expressed message associated with colon cancer liver metastasis using an improved method of differential display," <u>Nucl. Acids. Res.</u> , 1995, 23(19):4007-4008				
	AZZZZZ	to introduce DNA into nematopoletic cells, Proc. Nati. Acad. Sci. USA, 1990, 87.3033-3039				
	AAAAA	Zhang et al., "Anti-tumor efficacy and biodistribution of intravenous polymeric micellar paclitaxel," Anti-Cancer Drugs, 1997, 8:696-701				

Examiner Signature	Date Considered
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	' V
EVAMINED: Initials citation considered. Draw line through citation if no	t in conformance and not considered. Include conv of this form with



# THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Art Unit : 1631

Serial No.: 10/616.900

Examiner : Carolyn L. Smith

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Alexandria, VA 22313-1450

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- 2. Information Disclosure Statement (1 page);
- 3 Form PTO-1449 (6 pages);
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Respectfully submitted.

Elizabeth N. Kaytor, Ph.D. Reg. No. 53,103

Fish & Richardson P.C. 60 South Sixth Street, Suite 3300 Minneapolis, MN 55402 (612) 335-5070 telephone (612) 288-9696 facsimile 60419229.doc

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et al. Attorney's Docket No.: 20366-116002 / PP15805.0004

Applicant: Escobedo et al. Serial No.: 10/616,900 Filed: July 9, 2003 Page: 2 of 3

# Amendments to the Specification

Please replace the title with the following amended title:

GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS METHODS

OF DETECTING COLON CANCER CELLS AND THEIR METHODS OF USB

Attorney's Docket No.: 20366-116002 / PP15805,0004

Applicant : Escobedo et al. Serial No. : 10/616,900 Filed : July 9, 2003 Page : 3 of 3

# REMARKS

The deletion of the title and replacement with a new title in the Amendment and Reply filed on March 7, 2007, was deemed improper. In response to the Notice of Non-Compliant Amendment mailed March 20, 2007, Applicants have amended the title of the application. No new matter has been added.

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: *April 3, 2007* 

Elizabeth N. Kaytor, Ph.D. Reg, No. 53,103

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60420586.doc



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant Escobedo et al. Serial No. 10/616.900

Art Unit : 1631

Filed

: July 9, 2003

Examiner : Carolyn L. Smith

Conf. No. : 5219

Title : GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS COLON CANCER CELLS AND THEIR METHODS OF USE

#### MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

#### INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form. Under 37 C.F.R. § 1.98 (a)(2)(ii), only copies of foreign patent documents and/or non-patent literature are enclosed. Copies of the listed U.S. patents can be provided upon request.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. A check for \$180 in payment of the late submission fee of §1.17(p) is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted.

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#### CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. Department of Commerce Patent and Trademark Office

Attorney's Docket No. 20366-116002

Application No. 10/616,900

Information Disclosure Statement by Applicant

(Use several sheets if necessary)

Escobedo et al. Filing Date July 9, 2003

Applicant

Group Art Unit 1631

(37 CFR §1.98(b))

				nt Documents			
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	4,683,195	07/28/87	Mullis et al.			
	AB	4,683,202	07/28/87	Mullis			
	AC	4,777,127	10/11/88	Suni et al.			
	AD	4,959,314	09/25/90	Mark et al.		-	
	AE	5,219,740	06/15/93	Miller et al.			
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	AG	5,124,246	06/23/92	Urdea et al.			
	AH	5,149,655	09/22/92	McCabe et al.			
	AI	5,206,152	04/27/93	Sukhatme			
	AJ	5,422,120	06/06/95	Kim			
	AK	5,556,752	09/17/96	Lockhart et al.			
	AL	5,578,832	11/26/96	Trulson et al.			
	AM	5,580,859	12/03/96	Felgner et al.			
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	AS	5,807,522	09/15/98	Brown et al.			
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	AV	6,500,938	12/31/02	Au-Young et al.			
	AW	60/252,358					

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner	Desig.	Document	Publication	Country or			Trans	lation
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	AX	WO 90/07936	07/26/90	WIPO				

Examiner Signature

Date Considered

next communication to applicant.

EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with

Substitute Disclosure Form (PTO-1449)

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 20366-116002	Application No. 10/616,900
Information Disclosure Statement by Applicant		Applicant Escobedo et al.	
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Foreign Patent Documents or Published Foreign Patent Applications								
Examiner	Desig.	Document	Publication	Country or			Irans	
Initial	ID	Number	Date	Patent Office	Class	Subclass	Yes	No
	AY	WO 90/11092	10/04/90	WIPO				
	AZ	WO 91/02805	03/07/91	WIPO				
	AAA	WO 91/14445	10/03/91	WIPO				
	ABB	WO 91/17823	11/28/91	WIPO				
	ACC	WO 92/02526	02/20/92	WIPO				
	ADD	WO 92/11033	07/09/92	WIPO				
	AEE	WO 93/03769	03/04/93	WIPO				
	AFF	WO 93/10218	05/27/93	WIPO				
	AGG	WO 93/11230	06/10/93	WIPO				
	АНН	WO 93/14778	08/05/93	WIPO				
	AII	WO 93/19191	09/30/93	W1PO			Abst.	
	AJJ	WO 93/25234	12/23/93	WIPO				
	AKK	WO 93/25698	12/23/93	- WIPO				
	ALL	WO 94/03622	02/17/94	WIPO				
	AMM	WO 94/12649	06/09/94	WIPO				
	ANN	WO 94/23697	10/27/94	WIPO				
	AOO	WO 94/28938	12/22/94	WIPO				
	APP	WO 95/00655	01/05/95	WIPO.				
	AQQ	WO 95/07994	03/23/95	WIPO				
	ARR	WO 95/11984	05/04/95	W1PO				
	ASS	WO 95/13796	05/26/95	W1PO				
-	ATT	WO 95/22058	08/17/95	WIPO				
	AUU	WO 95/30763	11/16/95	WIPO				
	AVV	WO 96/17072	06/06/96	WIPO				
	AWW	WO 97/02357	01/23/97	WIPO				
	AXX	WO 97/27317	07/31/97	WIPO				
	AYY	WO 97/29212	08/14/97	WIPO				

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	Foreign Patent Documents or Published Foreign Patent Applications							
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Initial	ID D	Number	Date	Patent Office	Class	Subclass	Yes	· No
	AZZ	WO 97/42338	11/13/97	WIPO				
	AAAA	0 345 242	06/02/89	EPO			Abst.	
-2	ABBB	721 016	07/10/96	EPO				
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	ADDD	785 280	04/02/03	EPO				=
	AEEE	799 897	06/28/06	EPO				
	AFFF	0 524 968	06/07/95	EPO				
	AGGG	2 200 651	08/10/88	GB				

		ocuments (include Author, Title, Date, and Place of Publication)
Examiner Initial	Desig. ID	Document
	АННН	Altschul et al., "Gapped BLAST and PSI-BLAST: a new generation of protein database search programs," Nucl. Acids Res., 1997, 25(17):3389-3402
	AIII	Alberts et al., Molecular Biology of the Cell, 1994, Garland Publishing, pp. 1-2
	AJJJ	Attwood, "The Babel of Bioinformatics," Science, 2000, 290:471-473
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	ALLL	Brinkley et al., "Variations in Cell From and Cytoskeleton in Human Breast Carcinoma Cells in Vitro," Cancer Res., 1980, 40:3118-3129
	AMMM	Brutlag et al., "BLAZE <sup>TM</sup> : An Implementation of the Smith-Waterman Sequence Comparison Algorithm on a Massively Parallel Computer," Comp. Chem., 1993, 17(2):203-207
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	A000	Chandrasekaran and Davidson, "Glycosaminoglycans of Normal and Malignant Cultured Human Mammary Cells," Cancer Res., 1979, 39:870-880
	APPP	Chaturvedi et al., "Stabilization of triple-stranded oligonucleotide complexes: use of probes containing alternating phosphodiester and stereo-uniform cationic phosphoramidate linkages," Nucl. Acids Res. 1996, 24(12):2318-2323
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	ATTT	Claverie, <u>Automated DNA Sequencing and Analysis</u> , 1994, Adams et al. (eds.), Chapter 36, pp. 269-279, Academic Press
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	Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 20366-116002	Application No. 10/616,900
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(	Other D	ocuments (include Author, Title, Date, and Place of Publication)
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miliai		Document  Conia et al., "The Micro-Robotic Laboratory: Optical Trapping and Scissing for the Biologist," J.
	AUUU	Clin. Lab. Anal., 1997, 11:28-38
	AVVV	Connelly et al., "In Vivo Gene Delivery and Expression of Physiological Levels of Functional Human Factor VIII in Mice," Hum. Gene Ther., 1995, 6:185-193
	AWWW	Curiel et al., "High-Efficiency Gene Transfer Mediated by Adenovirus Coupled to DNA-Polylysine Complexes," Hum. Gene Ther., 1992, 3:147-154
	AXXX	Curran et al., "Laser capture microscopy," J. Clin. Pathol.: Mol. Pathol., 2000, 53:64-68
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	ABBBB	Findeis et al., "Targeted delivery of DNA for gene therapy via receptors," <u>Trends Biotechnol.</u> , 1993, 11:202-205
	ACCCC	Gastpar et al., "Methoxy-Substituted 3-Formyl-2-phenylindoles Inhibit Tubulin Polymerization," <u>J. Med. Chem.</u> , 1998, 41:4965-4972
	ADDDD	Gerhold and Caskey, "It's the genes! EST access to human genome content," <u>BioEssays</u> , 1996, 18(12):973-981
0	AEEEE	Gō and Miyazawa, "Relationship Between Mutability, Polarity and Exteriority of Amino Acid Residues in Protein Evolution," Int. J. Peptide Protein Res., 1980, 15:211-224
	AFFFF	Haezebrouck et al., "Stability effects associated with the introduction of a partial and a complete Ca²-binding site into human lysozyme," Protein Eng., 1993, 6(6):643-649
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	ANNNN	Kuang et al., "Differential screening and suppression subtractive hybridization identified genes differentially expressed in an estrogen receptor-positive breast carcinoma cell line," Nucl. Acids Res., 1998, 26(4):1116-1123
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Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 20366-116002	Application No. 10/616,900
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	Other D	Occuments (include Author, Title, Date, and Place of Publication)
Examiner	Desig.	(Montage Fraction, True, Date, and Flace of Fublication)
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	AQQQQ	Masui et al., "Stabilization and Rational Design of Serine Protegge Apple under Highland II.
	110000	1 mgill temperature Conditions, Appl. Env. Microbiol 1994 60(10):3570 3504
	ARRRE	Morikawa et al., "In Vivo Selection of Highly Metastatic Calle from Sussiant Services Chica
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	. 2222	Philip et al., "Efficient and Sustained Gene Expression in Primary T I ymphocutes and Primary and
	AZZZZ	Cultured Turnor Cells Mediated by Adeno-Associated Virus Plasmid DNA Complayed to Cationia
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	AAAAAA	Querol et al., "Analysis of protein conformational characteristics related to thermostability," Prot. Eng., 1996, 9(3):265-271
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	AFFFFF	Saiki et al., "Primer-Directed Enzymatic Amplification of DNA with a Thermostable DNA
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		Microarray, Science, 1995, 270(5235):467-470
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Date Considered

Substitute Form PTO-1449			Sheet 6 of 6
(Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 20366-116002	Application No. 10/616,900
Information Disclosure Statement by Applicant (Use several sheets if necessary)		Applicant Escobedo et al.	
(37 CER \$4.00/L))		Filing Date July 9, 2003	Group Art Unit 1631

	Other D	Documents (include Author, Title, Date, and Place of Publication)
Examiner	Desig.	(more Addition, Title, Date, and Place of Publication)
Initial	ID	Document
	ALLLLI	Suarez-Quian et al., "Laser Capture Microdissection of Single Cells from Complex Tissues," <u>BioTechniques</u> , 1999, 26(2):328-335
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		Protease," Biochemistry, 1991, 30:97-106
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		Mice: Isolation of a Metastatic Variant," Int. J. Cancer, 1987, 40:46-52
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		in Nagase Rats," J. Biol. Chem., 1991, 266(22):14338-14342
A	VVVVV	Wu et al., "Incorporation of Adenovirus into a Ligand-based DNA Carrier System Results in Retention of Original Receptor Specificity and Enhances Targeted Gene Expression," J. Biol. Chem. 1994, 269(15):11542-11546
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	1.2	23(19):4007-4008 Nucl. Acids. Res., 1995
A	ZZZZZ	Zenke et al., Receptor-mediated endocytosis of transferrin-polycation conjugates: An efficient way to introduce DNA into hematopojetic celle." Proc. Natl. Acad. Sci. VS. on the conjugates: An efficient way
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EXAMINER: Initials citation considered. Draw line through citation if no next communication to applicant.	t in conformance and not considered. Include copy of this form with